

UNITED STATES DISTRICT COURT FOR  
THE EASTERN DISTRICT OF TEXAS  
MARSHALL DIVISION

NETLIST, INC.,	)	
	)	
Plaintiff,	)	
	)	Case No. 2:22-cv-203-JRG
vs.	)	
	)	JURY TRIAL DEMANDED
MICRON TECHNOLOGY, INC.;	)	
MICRON SEMICONDUCTOR	)	
PRODUCTS, INC.; MICRON	)	
TECHNOLOGY TEXAS LLC,	)	
	)	
Defendants.	)	

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DECLARATION OF JASON G. SHEASBY IN SUPPORT OF  
PLAINTIFF NETLIST, INC.'S REPLY IN SUPPORT OF ITS MOTION FOR  
SUMMARY JUDGMENT DISMISSING MICRON'S AFFIRMATIVE  
DEFENSE OF BREACH OF RAND OBLIGATIONS OR IN THE  
ALTERNATIVE FOR SEVERANCE (DKT. 280)

I, Jason G. Sheasby, declare as follows:

1. I am an attorney at the law firm of Irell & Manella LLP, counsel of record for Plaintiff Netlist, Inc. ("Netlist") in the above-captioned action. I am a member in good standing of the State Bar of California and have been admitted to practice *pro hac vice* before this Court in this action. I provide this declaration in support of Netlist, Inc.'s Reply in Support of its Motion for Summary Judgment Dismissing Micron's Affirmative Defense of Breach of RAND Obligation or in the Alternative for Severance (Dkt. 280). I have personal knowledge of the facts stated herein, and could and would testify completely thereto if called as a witness in this matter.

2. Attached as **Exhibit 10** is a true and correct excerpted copy of the deposition transcript of Dave Westergard, dated September 15, 2023.

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct.

Executed on December 6, 2023, in Los Angeles, California.

By */s/ Jason G. Sheasby*  
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Jason G. Sheasby